

8655. Misbranding of grapefruit juice. U. S. v. 1,999 Cases of Grapefruit Juice. Consent decree of condemnation. Product ordered released under bond. (F. D. C. No. 15344. Sample No. 5607-H.)

LIBEL FILED: March 7, 1945, District of New Jersey.

ALLEGED SHIPMENT: On or about July 6 and August 1, 1944, by the Reagan Canning Co., from McAllen, Tex.

PRODUCT: 1,999 cases, each containing 24 cans, of grapefruit juice at Kearny, N. J. Examination showed that while the contents of a few of the cans sampled were grade A, the contents of most of them were below grade A in quality due to the off-color and off-flavor of the juice.

LABEL, IN PART: "Glenwood Brand Grapefruit Juice Unsweetened Grade A * * * Distributed by American Stores Co., Phila., Pa."

NATURE OF CHARGE: Misbranding, Section 403 (a), the label designation "Grade A" was false and misleading as applied to a product which was not of grade A quality.

DISPOSITION: August 13, 1945. The Reagan Canning Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the product was ordered released under bond for relabeling under the supervision of the Food and Drug Administration.

8656. Misbranding of apricot juice. U. S. v. 14 Cases of Apricot Juice. Default decree of condemnation. Product ordered delivered to charitable institutions. (F. D. C. No. 14565. Sample No. 73884-F.)

LIBEL FILED: November 24, 1944, District of Arizona.

ALLEGED SHIPMENT: On or about August 30, 1944, by the Utt Juice Co., Tustin, Calif.

PRODUCT: 14 cases, each containing 24 1-pint bottles, of apricot juice at Yuma, Ariz.

LABEL, IN PART: (Bottle) "Queen Isabella Brand Apricot Juice * * * Fruit Juices are carefully prepared so as to retain the maximum flavor and value of the fresh fruit."

NATURE OF CHARGE: Misbranding, Section 403 (a), the statement on the label, "Fruit juices are especially high in vital blood minerals and organic acids necessary to correct and maintain normal blood alkalinity and food assimilation," was false and misleading since the product was not especially high in vital blood minerals and organic acids and would not correct and maintain normal blood alkalinity and food assimilation.

DISPOSITION: January 12, 1945. No claimant having appeared, judgment of condemnation was entered and the product was ordered delivered to charitable institutions.

8657. Adulteration and misbranding of fountain sirups. U. S. v. 5 Cases of Fountain Syrups. Default decree of condemnation and destruction. (F. D. C. No. 15315. Sample Nos. 417-H to 420-H, incl.)

LIBEL FILED: On or about February 27, 1945, Southern District of Georgia.

ALLEGED SHIPMENT: On or about December 21, 1944, by the Reco Sales Co., from New York, N. Y.

PRODUCT: 5 cases, each containing 4 1-gallon jugs, of fountain sirups at Savannah, Ga.

LABEL, IN PART: (Jars) "Reco Flavored Fountain Syrup Maple [or "Cherry," "Vanilla," or "Pineapple"]."

NATURE OF CHARGE: Adulteration, Section 402 (b) (4), artificial color and artificial flavor had been added to the products and mixed and packed with them so as to make them appear better or of greater value than they were.

Misbranding, Section 403 (a), the label statements, "Reco Flavored Fountain Syrup Maple [or "Cherry," "Vanilla," or "Pineapple"]." were false and misleading as applied to the articles since they were solutions of sugar and water artificially flavored and colored to simulate fountain sirups possessing the designated flavors; Section 403 (c), the products were imitations of other foods, and the labels failed to bear, in type of uniform size and prominence, the word "Imitation" and, immediately thereafter, the name of the food